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Factory Mutual Insurance Company*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GOLDEN ENTERTAINMENT, INC.,

Plaintiff,

v.

FACTORY MUTUAL INSURANCE
COMPANY,

Defendant,

Case No.: 2:21-cv-00969-CDS-EJY

**STIPULATION TO STAY RESPONSIVE
PLEADING DEADLINE UNTIL AFTER
THE COURT HAS DECIDED FACTORY
MUTUAL INSURANCE COMPANY'S
PROPOSED MOTION TO STRIKE
AND/OR MOTION TO DISMISS**

Defendant Factory Mutual Insurance Company ("FMIC") and Plaintiff Golden Entertainment, Inc. ("Golden") (collectively, the "Parties") hereby stipulate that FMIC's deadline for filing a responsive pleading to Golden's Third Amended Complaint ("TAC") is stayed until fourteen (14) days after the Court rules on FMIC's proposed motion to strike and/or motion to dismiss (which will be filed on or before February 7, 2025).

In support thereof, the parties state as follows:

1. Golden filed its TAC on January 22, 2025. (ECF No. 128.)
2. On January 28, 2025, FMIC filed an emergency motion for an order confirming that FMIC need not file its answer (if any) until fourteen (14) days after FMIC's proposed motion to strike is resolved. (ECF No. 131.)
3. On January 29, 2025, the Court denied FMIC's emergency motion without prejudice

1 and ordered the parties to “meet and confer regarding whether they can agree on a stay of a
 2 responsive pleading until such time as the proposed motion to strike is decided by the Court.” (ECF
 3 No. 132, at 1:23-2:1.) The Court also exercised its inherent power by extending the responsive
 4 pleading deadline to February 7, 2025. (*Id.* at 1:21-22.)

5 4. Counsel for the Parties met and conferred as ordered on January 29, 2025 and again
 6 on January 31, 2025, during which they discussed (1) FMIC’s intention to file both a motion to
 7 strike and a motion to dismiss, and (2) whether FMIC’s deadline for a responsive pleading should
 8 be tolled pending resolution of those motions. While the Parties disagree on the merits of such
 9 motions, they agree that FMIC’s deadline for filing a responsive pleading should be stayed until
 10 fourteen (14) days after the Court decides FMIC’s proposed motion(s).

11 5. Wherefore, the Parties respectfully request that the Court stay FMIC’s deadline for
 12 filing a responsive pleading to Golden’s Third Amended Complaint until fourteen (14) days after
 13 the Court decides FMIC’s proposed motion to strike and/or motion to dismiss.

14
 15 Respectfully Submitted: January 31, 2025.

16 /s/Corey D. McGehee

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25 **IT IS SO ORDERED.**

26 
 27 **UNITED STATES MAGISTRATE JUDGE**

DATED: February 3, 2025